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TFA

Our Ref.: 006688.P001
Express Mail No. EV665829535US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jodi Rascoe

Serial No.: 10/645,731

Filed: August 18, 2003

For: **BEADING TOOL AND METHOD**

Examiner: Gary L. Welch

Art Group: 3765

PETITION TO WITHDRAW APPLICATION FROM ISSUE UNDER 37 CFR §1.313(c)(2)
IMMEDIATE CONSIDERATION REQUESTED

Mail Stop 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicants respectfully petition for the withdrawal from issue of the above-referenced application under 37 CFR §1.313(c)(2) for consideration of claims 44-106. Applicant received a prior art document on January 11, 2006 that may be relevant as a prior art reference. Applicant has a duty under 37 CFR § 1.56 to disclose this prior art reference to the Patent Office. In connection with the petition, Applicants submit the following documents:

- (1) Check No. 1492 in the amount of \$525.00 for the petition fee under 37 CFR §1.17(i); and filing of an RCE under 37 CFR §1.17(e);
- (2) a Request for Continued Examination (RCE) under 37 CFR §1.114;
- (3) an information disclosure document citing U.S. Patent No. 5, 279,255 issued to Northcutt.

~~01/13/2006 HDEMESS1-00000053-10645731~~

~~01 FC:2801~~

~~395.00 DP~~

01/13/2006 HDEMESS1 00000053 10645731 130.00 DP
02 FC:1464



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Applicants respectfully petition that the application be withdrawn from issuance for consideration of the Request for Continued Examination (RCE) to consider the prior art reference regarding patentability of claims 44-106.

Due to the imminent possibility of the application issuing as a patent, Applicants urge the Patent Office to immediately consider and grant the petition and RCE.

In the event any additional petition fee is required for consideration of this petition, or any additional fee is required, please charge Deposit Account 02-2666.

Respectfully submitted,

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

Date: January 11, 2006


Steven Laut, Reg. No. 47,736

12400 Wilshire Boulevard
Seventh Floor
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FEE TRANSMITTAL for FY 2005

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$) 525.00

Complete if Known

Application Number	10/645,731
Filing Date	August 18, 2003
First Named Inventor	Jodi Rascoe
Examiner Name	Gary L. Welch
Art Unit	3765
Attorney Docket No.	6688P001

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20. ☒ Credit any overpayments

FEE CALCULATION

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
2053	130	2053	130	Non-English specification	
1251	120	2251	60	Extension for reply within first month	
1252	450	2252	225	Extension for reply within second month	
1253	1,020	2253	510	Extension for reply within third month	
1254	1,590	2254	795	Extension for reply within fourth month	
1255	2,160	2255	1,080	Extension for reply within fifth month	
1401	500	2401	250	Notice of Appeal	
1402	500	2402	250	Filing a brief in support of an appeal	
1403	1,000	2403	500	Request for oral hearing	
1451	1,510	2451	1,510	Petition to institute a public use proceeding	
1460	130	2460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
1809	790	1809	395	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))	
Other fee (specify) <u>Petition to Withdraw</u>					130.00
SUBTOTAL (2)				(\$)	525.00

SUBMITTED BY

Name (Print/Type)

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Registration No.
(Attorney/Agent)

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Signature

Date

01/11/06